

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

IN RE: DAVID LARAY ROBERSON
JACQUELYNE BAKER ROBERSON

Case No: 13-42021-RFN
Prehearing Date: December 27, 2013

Debtors

NOTICE OF PRE-HEARING CONFERENCE AND
HEARING ON "TRUSTEE'S RECOMMENDATION CONCERNING CLAIMS,
OBJECTION TO CLAIMS, AND PLAN MODIFICATION (IF REQUIRED)"

TO ALL PARTIES IN INTEREST:

A Pre-Hearing Conference with the Chapter 13 Trustee concerning the attached Trustee's Recommendation Concerning Claims, Objection to Claims, and Plan Modification (if required) ("TRCC") will be held at **9:00 AM** on **December 27, 2013** at 6100 Western Place Dr, Suite 550, Fort Worth, TX 76107.

If any objections to the Pleadings are not resolved or defaulted at the Trustee's Pre-hearing Conference then this matter will be called at the docket call to be held at **8:30 AM** on **January 02, 2014** at 204 U.S. Courthouse, 10th and Lamar Streets, Fort Worth, TX, with the hearing on the matter immediately following the conclusion of the docket call.

Pursuant to General Order 2010-01 Section 8(c), unless an objection is timely filed as to the treatment of any claim or modification, the claim or modification will be allowed or approved as described in the TRCC and such treatment will be final and binding on all parties, unless Section 502j of the Bankruptcy Code applies.

TO BE CONSIDERED, ANY OBJECTION OR RESPONSE MUST BE MADE IN WRITING, FILED WITH THE COURT, AND A COPY SERVED ON THE FOLLOWING PARTIES NO LATER THAN DECEMBER 20, 2013.

DEBTORS: DAVID LARAY ROBERSON & JACQUELYNE BAKER ROBERSON, 1314 Beacon Hill Dr, Midlothian, TX 76065
ATTORNEY: SWINDELL AND ASSOCIATES PC, 6850 MANHATTAN BLVD STE 250, FT WORTH, TX 76120
COURT: CLERK'S OFFICE, US BANKRUPTCY COURT, 128 U.S. COURTHOUSE, 10TH & LAMAR ST, FT. WORTH, TX 76102
TRUSTEE: TRUSTEE'S OFFICE, 6100 Western Place, Ste 1050, Ft. Worth, TX 76107

/s/ Pam Bassel
Pam Bassel, Trustee/State Bar # 01344800

DAVID LARAY ROBERSON & JACQUELYNE BAKER ROBERSON
Trustee's Recommendation Concerning Claims, Objection to Claims and Plan Modification (if required)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the "Notice of Pre-Hearing Conference and Hearing on Trustee's Recommendation Concerning Claims, Objection to Claims and Plan Modification (if required)" and that a copy of the "Trustee's Recommendation Concerning Claims, Objection to Claims, and Plan Modification (if required)" was served on the following parties at the address listed below by the United States First Class Mail or via electronic mail.

/s/ Pam Bassel

DEBTORS: DAVID LARAY ROBERSON & JACQUELYNE BAKER ROBERSON, 1314 Beacon Hill Dr, Midlothian, TX 76065
ATTORNEY: SWINDELL AND ASSOCIATES PC, 6850 MANHATTAN BLVD STE 250, FT WORTH, TX 76120

CREDITORS:

AARONS, 1351 N HWY 287, MANSFIELD, TX 76063

AMERICAN INFOSOURCE LP, PO BOX 248838, OKLAHOMA CITY, OK 73124

ANH P NGUYEN, 550 WESTCOTT STE 560, HOUSTON, TX 77007-0000

AT&T, PO BOX 630060, DALLAS, TX 75263***

BASS & ASSOCIATES, 3936 E FT LOWELL RD STE 200, TUCSON, AZ 85712-0000

CAPITAL ONE, PO BOX 30285, SALT LAKE CITY, UT 84130

CARRINGTON MORTGAGE SERVICES LLC, 1610 E SAINT ANDREWS PLACE STE B150, SANTA ANA, CA 92705-0000

CB OF HUDSON VALLEY, 155 N PLANK RD, NEWBURG, NY 12550-0000

CITIBANK USA, PO BOX 20363, KANSAS CITY, MO 64195-0000

CITY OF DALLAS PARKING, 1500 MARILLA, DALLAS, TX 75201-0000

CREDIT SERVICES, 390 PRINTERS WAY PKWY, COLORADO SPRINGS, CO 80910-0000

CREDIT SYSTEMS INTL INC, 1277 COUNTRY CLUB LN, FORT WORTH, TX 76112-0000

DIRECT TV, PO BOX 78626, PHOENIX, AZ 85062

DIRECTV, 2230 E IMPERIAL HWY, EL SEGUNDO, CA 90245-0000

EDWARD SLOAN & ASSOCIATES JJ, PO BOX 788, WINNSBORO, TX 75494-0000

ELLIS COUNTY, TAX ASSESSOR/COLLECTOR, PO BOX DRAWER 188, WAXAHACHIE, TX 75168-0000

EOS CCA, PO BOX 806, NORWELL, MA 02061-0000

FIRST NATIONAL COLLECTION BUREAU, 3631 WARREN WAY, RENO, NV 89509-0000***

FORD MOTOR CREDIT CORPORATION LLC, PO BOX 6275, DEARBORN, MI 49519-0000

GARYS USED CARS, 5515 SINGLETON BLVD, DALLAS, TX 75212-0000

HSBC, PO BOX 5213, CAROL STREAM, IL 60197

INTERNAL REVENUE SERVICE, PO BOX 7346, PHILADELPHIA, PA 19101

INTERNAL REVENUE SERVICE, PO BOX 7317, PHILADELPHIA, PA 19101

IRVING ORTHOPEDICS & SPORTS ME, 2120 N MACARTHUR BLVD STE 100, IRVING, TX 75061

LINEBARGER GOGGAN BLAIR SIMPSON ET AL, 2323 BRYAN ST STE 1600, DALLAS, TX 75201

LVNV FUNDING LLC, RESURGENT CAPITAL SERVICES, PO BOX 10587, GREENVILLE, SC 29603

NTTA - LEGAL SERVICES, PO BOX 260928, PLANO, TX 75026

OCWEN LOAN SERVICING, ATTN PAYMENT PROCESSING, 3451 HAMMOND AVE, WATERLOO, IA 50702-0000

OCWEN LOAN SERVICING LLC, ATTN: BANKRUPTCY DEPARTMENT, 1100 VIRGINIA DR, FORT WASHINGTON, PA 19034-0000

OSEETHA CAPITAL LLC, C/O CB OF THE HUDSON VALLEY, 155 N PLANK RD, NEWBURGH, NY 12550-0000

PERDUE BRACKETT FLORES UTT & BURNS, JV, C/O PBFC&M, LLP, 4025 WOODLAND PARK BLVD STE 300, ARLINGTON, TX 76013

PITE DUNCAN, 4375 JUTLAND DR STE 200, PO BOX 17933, SAN DIEGO, CA 92117

PRA RECEIVABLES MGMT, LLC, PO BOX 12907, NORFOLK, VA 23541-0000

PRA RECEIVABLES MGMT. LLC, PO BOX 41067, NORFOLK, VA 23541-0000

RECEIVABLE MANAGEMENT INC, 107 W RANDOL MILL RD, ARLINGTON, TX 76011-0000

REDBIRD SQUARE ENDOSCOPY, 7929 BROOKRIVER DR #300, DALLAS, TX 75247-0000***

RHONDA WHEELER, 26 GLENDA DR, YUKON, OK 73099-0000***

DAVID LARAY ROBERSON & JACQUELYNE BAKER ROBERSON

Trustee's Recommendation Concerning Claims, Objection to Claims and Plan Modification (if required)

CREDITORS: (cont'd.)

SANTANDER CONSUMER USA, PO BOX 560284, DALLAS, TX 75356

SANTANDER CONSUMER USA, PO BOX 961245, FORT WORTH, TX 76161-0000

SOUTHWESTERN BELL TELEPHONE, C/O AT&T SERVICES, ONE AT&T WAY ROOM 3A231, BEDMINSTER, NJ 07921-0000

TARRANT COUNTY TAX COLLECTOR, DELINQUENT TAX DEPARTMENT, 100 E WEATHERFORD ST, FORT WORTH, TX 76196

UNITED CONSUMER FINANCIAL SERVICES, 865 BASSETT RD, WESTLAKE, OH 44145-0000

US BANK NATIONAL ASSN/GMAC MORTGAGE, ATTN: PAYMENT PROCESSING, 3451 HAMMOND AVE, WATERLOO, IA 50702-0000

US DEPARTMENT OF EDUCATION, NATIONAL PAYMENT CENTER, PO BOX 105028, ATLANTA, GA 30348

US DEPARTMENT OF EDUCATION, PO BOX 16448, ST PAUL, MN 55116

WELLS FARGO, PO BOX 60510, LOS ANGELES, CA 90060

WESTGATE, 2801 OLD WINTER GARDEN, OCOEE, FL 34761-0000

XEROX STATE AND LOCAL SO, 1835 MARKET ST STE 900, PHILADELPHIA, PA 19103-0000

***Address on record invalid for recipient -- no document mailed to this party.

Date: November 14, 2013By: /s/ Pam Bassel

DAVID LARAY ROBERSON & JACQUELYNE BAKER ROBERSON

Trustee's Recommendation Concerning Claims, Objection to Claims and Plan Modification (if required)

Pam Bassel
Chapter 13 Standing Trustee
6100 Western Place, Ste 1050
Ft. Worth, TX 76107
Telephone: (817) 916-4710
Faxsimile: (817) 916-4770

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

**IN RE: DAVID LARAY ROBERSON
JACQUELYNE BAKER ROBERSON**

Case No: 13-42021-RFN

Debtors

**TRUSTEE'S RECOMMENDATION CONCERNING CLAIMS, OBJECTION TO
CLAIMS AND PLAN MODIFICATION (IF REQUIRED)**

The Trustee hereby objects to and/or recommends allowance or disallowance of the following claims for the reason(s) indicated, pursuant to Bankruptcy Rule 3007:

I.

OBJECTION - NO PROOF OF CLAIM FILED

The following creditors were scheduled by the Debtor(s). No Proof of Claim has been filed by them or on their behalf as required by Bankruptcy Rule 3002(a). The "bar date" for filing claims pursuant to Bankruptcy Rule 3002(c) has passed. Therefore the claims should be DISALLOWED, and not be paid by the Trustee:

T'EE #	CREDITOR'S NAME	SCHED CLASS	SCHED AMOUNT
10	AARONS	UNSECURED	\$0.00
5	CARRINGTON MORTGAGE SERVICES LLC	HOME MORTGAGE ARREARAGE	\$4,000.00
6	CARRINGTON MORTGAGE SERVICES LLC	SECURED	\$26,004.00
28	CITIBANK USA	UNSECURED	\$1,075.00
15	CREDIT SERVICES	UNSECURED	\$402.00
16	CREDIT SERVICES	UNSECURED	\$224.00
17	CREDIT SYSTEMS INTL INC	UNSECURED	\$1,772.00
19	FORD MOTOR CREDIT CORPORATION LLC	UNSECURED	\$27,412.00
20	HSBC	UNSECURED	\$1,769.00
21	IRVING ORTHOPEDICS & SPORTS ME	UNSECURED	\$984.00
22	NTTA - LEGAL SERVICES	UNSECURED	\$0.00
23	REDBIRD SQUARE ENDOSCOPY	UNSECURED	\$212.00
24	REDBIRD SQUARE ENDOSCOPY	UNSECURED	\$209.00
1	RHONDA WHEELER	DSO	\$0.00
26	WELLS FARGO	UNSECURED	\$19,688.00
27	WESTGATE	UNSECURED	\$0.00

II-A.

OBJECTION - DUPLICATE CLAIMS

The Trustee hereby objects to the following claims as they appear to be duplicates of other filed claims, but were not filed as amended or supplemental claims. Therefore these claims should be DISALLOWED, and not paid by the Trustee:

<u>CLAIM #</u>	<u>CREDITOR'S NAME</u>	<u>CLAIM AMOUNT</u>	<u>AMOUNT</u>	<u>CLASS (S.P.U)</u>
*** NONE ****				

II-B.

OBJECTION - FILED IN WRONG CASE

The Trustee hereby objects to the following claims as they appear to have been filed in the wrong case. Therefore these claims should be DISALLOWED, and not paid by the Trustee:

<u>CLAIM #</u>	<u>CREDITOR'S NAME</u>	<u>CLAIM AMOUNT</u>	<u>AMOUNT</u>	<u>CLASS (S.P.U)</u>
*** NONE ****				

III.

TRUSTEE'S RECOMMENDATIONS CONCERNING CLAIMS

The Trustee hereby recommends the ALLOWANCE or DISALLOWANCE of the following claims for the amount(s) and in the class(es) as listed below: (NOTE: Value of collateral, treatment under the Plan and interest rate were determined at confirmation. "Value" and "Treatment" are shown below for information only.)

<u>CLAIM#</u>	<u>SECURED CREDITORS</u>	<u>COLLATERAL</u>	<u>CLAIM</u>	<u>VALUE</u>	<u>INTEREST</u>	<u>*TREATMENT</u>
					<u>RATE</u>	
8	US BANK NATIONAL ASSN/GMAC MORTG	1ST LIEN/HOMESTEAD ARREARS	\$7,857.77	\$120,000.00	0.00%	PRO RATA-TR
8	US BANK NATIONAL ASSN/GMAC MORTG	1ST LIEN/HOMESTEAD	\$108,895.90	\$120,000.00		DIRECT-DR
5	GARY'S USED CARS	2005 DODGE MAGNUM	\$6,937.26	\$7,241.88	5.25%	PER MO-TR
1	SANTANDER CONSUMER USA	2005 HONDA ACCORD	\$4,473.89	\$10,000.00	4.25%	PER MO-TR
6	ELLIS COUNTY	HOMESTEAD/13	\$2,709.62	\$0.00	0.00%	NO PROVISION
7	BASS & ASSOCIATES	KIRBY VACUUM	\$225.00	\$0.00	0.00%	NO PROVISION
8	US BANK NATIONAL ASSN/GMAC MORTG	SUPPLEMENTAL/BNK-POC FEES	\$425.00	\$120,000.00		NOT PROVIDED

<u>CLAIM#</u>	<u>PRIORITY</u>	<u>CLAIM</u>	<u>*TREATMENT</u>
3	INTERNAL REVENUE SERVICE	\$14,392.43	PRO RATA-TR

<u>CLAIM#</u>	<u>UNSECURED</u>	<u>CLAIM</u>	<u>COMMENT</u>
4	SOUTHWESTERN BELL TELEPHONE	\$186.06	
11	LVNV FUNDING LLC	\$697.26	
10	CITY OF DALLAS PARKING	\$100.00	
2	OSEETHA CAPITAL LLC	\$1,547.11	
13	DIRECTV	\$468.16	
7	BASS & ASSOCIATES	\$188.55	UNSEC PORTION PAYEE #32
3	INTERNAL REVENUE SERVICE	\$10,546.47	TAXES/09

DAVID LARAY ROBERSON & JACQUELYNE BAKER ROBERSON

Trustee's Recommendation Concerning Claims, Objection to Claims and Plan Modification (if required)

(cont'd.)

CLAIM# UNSECURED**CLAIM****COMMENT**

9	AMERICAN INFOSOURCE LP	\$221.76	
12	LVNV FUNDING LLC	\$16,904.60	
14	US DEPARTMENT OF EDUCATION	\$5,046.67	STUDENT LOANS

T'EE#**EXECUTORY CONTRACTS****COMMENT****CLAIM****TREATMENT**

29	AARONS	CONTRACT REJECTED	\$0.00	SURRENDER
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*** Modified through this TRCC**

IF THE TRUSTEE'S RECOMMENDATION CONCERNING ANY CLAIM DIFFERS FROM THE AMOUNT INDICATED IN A CREDITOR'S PROOF OF CLAIM, THE RECOMMENDATION IS DEEMED AN OBJECTION TO SUCH CLAIM. UNLESS A TIMELY RESPONSE OR OBJECTION IS FILED CONTESTING THE TRUSTEE'S RECOMMENDATION, THE OBJECTION WILL BE SUSTAINED AND SUCH CLAIM WILL BE ALLOWED ONLY IN THE AMOUNT AND IN THE CLASS INDICATED.

IV.**PLAN MODIFICATION****Modification Details**

The following changes will be made to Debtor Payments, Plan Base and/or Plan Term for the reason(s) specified below:

\$600.00 X 10; \$719.00 X 50 FOR A BASE AMOUNT OF \$41,950.00 IN 60 MONTHS.

Reason(s) for Modification:

To make the plan sufficient.

To provide for the full claim amount of the pre-petition 1st lien home mortgage arrears. To provide for the full claim amount of the IRS priority claim.

Respectfully submitted,
Office of the Chapter 13 Trustee, Fort Worth

/s/ Pam Bassel

Pam Bassel, Trustee
State Bar # 01344800

Dated: November 14, 2013